

# STATE OF NEW YORK

9008

## IN SENATE

September 25, 2020

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the environmental conservation law, in relation to providing that one hundred percent of in-state sales of new passenger cars and trucks shall be zero-emissions by two thousand thirty-five

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The environmental conservation law is amended by adding a  
2 new section 75-0121 to read as follows:

3 § 75-0121. Zero-emissions cars and trucks.

4 1. It shall be a goal of the state that one hundred percent of  
5 in-state sales of new passenger cars and trucks shall be zero-emissions  
6 by two thousand thirty-five. It shall be a further goal of the state  
7 that one hundred percent of medium-duty and heavy-duty vehicles in the  
8 state be zero-emissions by two thousand forty-five for all operations  
9 where feasible. It shall be further a goal of the state to transition to  
10 one hundred percent zero-emissions off-road vehicles and equipment by  
11 two thousand thirty-five where feasible.

12 2. The council, to the extent consistent with state and federal law,  
13 shall develop and propose:

14 a. Passenger vehicle and truck regulations requiring increasing  
15 volumes of new zero-emissions vehicles sold in the state towards the  
16 target of one hundred percent of in-state sales by two thousand thirty-  
17 five.

18 b. Medium-duty and heavy-duty vehicle regulations requiring increasing  
19 volumes of new zero-emissions trucks and buses sold and operated in the  
20 state towards the target of one hundred percent of the fleet transition-  
21 ing to zero-emissions vehicles by two thousand forty-five everywhere  
22 feasible.

23 c. Strategies, in coordination with other state agencies and the  
24 federal environmental protection agency, to achieve one hundred percent  
25 zero-emissions from off-road vehicles and equipment operations in the  
26 state by two thousand thirty-five. In implementing the provisions of

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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1 this paragraph, the council shall act consistently with technological  
2 feasibility and cost-effectiveness.

3 3. The council, in consultation with the department of economic devel-  
4 opment, the New York state energy research and development authority,  
5 the public service commission, the department of transportation, the  
6 department of motor vehicles, and other state agencies, local agencies  
7 and the private sector, shall develop a zero-emissions vehicle market  
8 development strategy by January thirty-first, two thousand twenty-one,  
9 and an update every three years thereafter, that:

10 a. Ensures coordinated and expeditious implementation of the system of  
11 policies, programs and regulations necessary to achieve the goals and  
12 orders established by this section.

13 b. Outlines state agencies' actions to support new and used zero-  
14 emissions vehicle markets for broad accessibility for all residents of  
15 this state.

16 4. The council, the New York state energy research and development  
17 authority, the public service commission and other state agencies, shall  
18 use existing authorities to accelerate deployment of affordable fueling  
19 and charging options for zero-emissions vehicles, in ways that serve all  
20 communities and particularly low-income and disadvantaged communities,  
21 consistent with state and federal law.

22 5. The department of motor vehicles and the department of transporta-  
23 tion, in consultation with the other state agencies, shall on or before  
24 July fifteenth, two thousand twenty-one, identify near term actions and  
25 investment strategies to improve clean transportation, sustainable  
26 freight and transit options, while continuing a "fix-it-first" approach  
27 to our transportation system, including where feasible:

28 a. Supporting bicycle, pedestrian, and micro-mobility options, partic-  
29 ularly in low-income and disadvantaged communities in the state, by  
30 incorporating safe and accessible infrastructure into projects where  
31 appropriate.

32 b. Supporting light, medium, and heavy-duty zero-emissions vehicles  
33 and infrastructure as part of larger transportation projects, where  
34 appropriate.

35 6. To support the transition away from fossil fuels consistent with  
36 the goals established in this section and the state's statewide green-  
37 house gas emissions limits goals set forth in this article, the depart-  
38 ment, in consultation with other state, local and federal agencies,  
39 shall expedite regulatory processes to repurpose and transition upstream  
40 and downstream oil production facilities, while supporting community  
41 participation, labor standards, and protection of public health, safety  
42 and the environment. The agencies shall report on progress and provide  
43 an action plan, including necessary changes in regulations, laws or  
44 resources, by July fifteenth, two thousand twenty-one.

45 7. The council, in consultation with other state agencies, shall  
46 develop and propose strategies to continue the state's current efforts  
47 to reduce the carbon intensity of fuels beyond two thousand thirty with  
48 consideration of the full life cycle of carbon.

49 8. The department, in consultation with the department of economic  
50 development and other local and federal agencies, shall develop strate-  
51 gies, recommendations and actions by July fifteenth, two thousand twen-  
52 ty-one to manage and expedite the responsible closure and remediation of  
53 former oil extraction sites as the state transitions to a carbon-neutral  
54 economy.

55 § 2. This act shall take effect immediately.